

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

PRESTON WOOD & ASSOCIATES, LLC, )  
 )  
Plaintiff, ) NO. H-16-CV-1427  
 )  
v. ) August 29, 2018  
 )  
CAMERON ARCHITECTS, INC., )  
STEPHEN CAMERON, UL, INC., d/b/a )  
URBAN LIVING, and VINOD RAMANI )  
 )  
Defendants. )

TRIAL  
BEFORE THE HONORABLE DAVID HITTNER  
AND A JURY

VOLUME 6  
PAGES 6-1 to 6-17

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1 THE COURT: The Court calls the case civil matter  
2 16-1427, Preston Wood & Associates v. Cameron Architects.

3 We have Jury Note No. 1: "May we see the  
4 testimony related to the Stanford design and the  
14:53 5 derivatives," parentheses, "family tree," with a question  
6 mark.

7 All right. Plaintiffs, what's your position?

8 MR. BONHAM: Your Honor, of course, they can't see  
9 testimony.

10 THE COURT: They could, but we're not reading it  
11 all back, for sure.

12 MR. BONHAM: I think what they may be referring to  
13 is Mr. Zummo had a demonstrative up that had said which two  
14 plans were involved with the Preston Wood plan.

14:54 15 We can identify what exhibits, you know, are  
16 for the Stanford plan and for the two Preston Wood plans at  
17 issue. That's one way we could do it.

18 THE COURT: Well, what about this "family tree"?

19 MR. BONHAM: Well, there is really no family tree.  
14:54 20 There's one plan and then there's the derivative of it.

21 THE COURT: Where did they get that term, though?

22 MR. BONHAM: Mr. Zummo, when he was examining them,  
23 for example, on -- Well, for example, the ones involving  
24 Nagle, you had the Ashford, which begat Buckingham, which  
14:54 25 begat another plan, which, you know, begat D5-217 or D5 --

1 THE COURT: Right.

2 MR. BONHAM: But, in this instance, it's just  
3 2265-A and Plan 6050, which would be Exhibits 63 and 68.  
4 And then the Stanford plan -- the marketing materials on  
14:55 5 that are Exhibit 110.

6 THE COURT: Okay. What's the defense position?

7 MR. STROTHER: We object to Mr. Bonham's proposal  
8 that the Court instruct them as to the connection between  
9 two exhibits.

14:55 10 Regarding testimony, if the Court were to seek  
11 clarification about precisely what testimony they're looking  
12 for, that might help determine if it's even possible. As  
13 phrased, it seems to be rather broad. I don't think we  
14 should make the connection that they're looking to look at  
14:55 15 exhibits that Mr. Bonham wants to telegraph to them.

16 MR. BONHAM: I have no problem in just simply  
17 saying "See Exhibits 63, 68 and 110" without any  
18 interpretation.

19 THE COURT: How about that?

14:55 20 MR. STROTHER: I don't think so. They're not  
21 asking for exhibit numbers. They're asking for testimony,  
22 which is different than documentary evidence.

23 THE COURT: Well, the standard response is to  
24 narrow it down. And the complete standard: 'If you would  
14:56 25 tell us what areas of testimony are in conflict, we will

1 seek it out for you.'

2 Which do you prefer?

3 MR. BONHAM: Either is fine with us, Your Honor.

4 MR. STROTHER: I am also okay with either, Your

14:56 5 Honor.

6 Your Honor, I should also point out I wouldn't  
7 be opposed to giving them a statement that they have to rely  
8 upon their recollection of the testimony.

9 THE COURT: Well, I don't mind, if they're having a  
14:56 10 conflict like that, giving them a little more of a hint than  
11 saying, 'Go back and just consider the evidence,' which is a  
12 real standard response.

13 I'll put down, "Please designate the parts of  
14 the testimony that you have a conflict about," something  
14:56 15 like that. Any problem with that?

16 MR. BONHAM: No, Your Honor.

17 THE COURT: All right. I have phrased it somewhere  
18 in between.

19 "Please designate the portions of testimony  
14:58 20 for which more detail is requested." That will narrow it  
21 down tighter and tighter.

22 Okay. Ellen, if you would, return this to --  
23 I know you need to make a copy first.

24 (Proceedings in separate case heard)

15:22 25 THE COURT: I will read it into the record. This

1 is Jury Note No. 2.

2 "Do we have to answer unanimously on each and  
3 every project on Questions 1 and 2?"

4 And the second one is: "We think Mr. Wood's  
15:42 5 testimony on Stanford might help."

6 All right. What is the Plaintiff's response?

7 MR. BONHAM: Well, of course, we believe they have  
8 to answer unanimously on everything. Two thoughts, though.

9 One is -- I was talking with the court  
15:42 10 reporter as to whether or not -- and I gave him some of the  
11 key words to try to find a specific portion of the testimony  
12 to see if it could be excerpted; but, if it can be and if  
13 the Court is willing to send that back, we can do that.

14 I will also just say, as kind of a macro on  
15:42 15 this, if this is the only thing that they're hung on up, if  
16 they've basically answered everything else and they're now  
17 circling back to one, the last thing -- and Mr. Strother and  
18 I talked about this -- the last thing any of us want is for  
19 this jury to get hung up and if we have to do it all over  
15:42 20 again.

21 THE COURT: I will say this, that I am on the same  
22 page with all the parties on this one. You don't want to  
23 get your people and put them back through the wringer  
24 again --

15:43 25 MR. BONHAM: Right.

1 THE COURT: -- over and over again. Because I will  
2 tell you this, that I had a hung jury in a criminal case.

3 Remember the one with the fraudulent Cisco  
4 parts for communication gear in Iraq and the Marine Corps?  
15:43 5 I had people in from all over the place. I told them to  
6 hold them there. Remember? I had a mistrial on Thursday.  
7 I redid it the next week, started the whole trial all over  
8 again. Everybody is back at it, all the witnesses, because  
9 I wanted everything in place; we'll do it again.

15:43 10 I'm not to that point yet. So, we're all on  
11 the same page.

12 MR. BONHAM: We're on the same page.

13 Worst case scenario, if this is truly the only  
14 question, if they have gotten everything else done, then, if  
15:43 15 necessary, we'll withdraw our claims on Stanford.

16 THE COURT: Okay. You're kind of anticipating  
17 where I am at this point. There is a whole level of steps  
18 you go.

19 'We're hung.'

15:43 20 'Please continue your deliberations.'

21 'We're hung.'

22 Then to the *Allen* charge.

23 'We're hung.'

24 And then I have got another gizmo that some  
15:44 25 courts have used around the country -- and I picked this up

1 at a judicial conference years ago -- opening it up for  
2 further summation. I don't know if you have ever heard  
3 that. Most people haven't. I've done it, what, at least  
4 once or twice in all my years.

15:44 5 So, I will work with you on seeing if we can  
6 get a verdict without being, you know, unduly harsh.

7 But another thing is this may be premature to  
8 say, 'You have to answer unanimously,' to give them an  
9 absolute answer on that.

15:44 10 What we can do -- I need to answer that  
11 question, because if you ever get to the point of taking a  
12 partial verdict, there is a way to handle that.

13 One of the ways is what Mr. Bonham just said.  
14 Another one is to say, 'If you will sign every one that you  
15:44 15 have answered unanimously and follow it all the way through,  
16 if you can, on the unanimous ones.' Then you're dealing  
17 with a partial verdict or withdrawing it.

18 But I think, in a way, that's premature.  
19 We're talking now down the line a day or so.

15:45 20 Well, you can always ask, I suppose -- Do you  
21 want to ask -- have Ellen verbally ask the jury is this the  
22 only one they're hung up on?

23 MR. BONHAM: I think -- if that's possible and  
24 acceptable to the Court, I think it'd speed things along.

15:45 25 THE COURT: What do you think?



1 MR. STROTHER: I don't object to that.

2 THE COURT: Okay. Then, we're going to sit right  
3 here.

4 Ellen, don't ask them anything else. Say  
15:45 5 we're trying to work with this; is this the only one that  
6 they're hung up on -- if not, then we'll answer the  
7 question -- at this point in the deliberation scheme and see  
8 what they do, including that Stanford matter.

9 I will tell you what I am going to answer on  
15:46 10 that one. I will state 'What portions are' -- or,  
11 'Specifically, what areas do you want?' instead of all of  
12 Stanford's testimony. But we'll narrow it down.

13 The bottom line is we're all on the same page.  
14 We may ask Bruce to find it all and read it back, but that's  
15:46 15 the last point. Okay? The narrowing down is important.

16 Why don't you ask them that one question,  
17 Ellen. Okay? The one question is: Is this the only  
18 element that they're hanging up on in the whole case?

19 MR. BONHAM: And they've resolved everything else.

15:46 20 THE COURT: Yeah.

21 MR. STROTHER: Do you think you should point out --  
22 ask if it's the Stanford thing they're hung up on, just to  
23 be precise?

24 THE COURT: That's what I mean. Correct.

15:46 25 MR. BONHAM: The questions related to the Stanford

1 project.

2 THE COURT: Okay. Yeah. Ask are the questions  
3 related to Stanford the only thing that they're hung up on  
4 at this time. And then we'll wait and get the answer. And  
15:47 5 that's by agreement.

6 You may go back and ask them.

7 CASE MANAGER: Yes, sir.

8 THE COURT: All right. Off the record.

9 (Off-the-record discussion)

15:50 10 THE COURT: Back on the record.

11 It was related to me -- and, Ellen, if this is  
12 not correct as you just stated, let me know.

13 Apparently, the jury said that they still have  
14 some work to do, but Stanford is the sticking point.

15:51 15 Is that basically what they said, as a  
16 summary?

17 CASE MANAGER: Yes.

18 THE COURT: Okay. I tell you what. Let's go off  
19 the record for a minute. The two of you talk and see what  
15:51 20 you want to do. We can keep them going. We can get that  
21 Stanford information if it will help. Okay? You tell me.  
22 If they can narrow it down or read back to them what they  
23 want.

24 Okay. Off the record.

15:52 25 (Off-the-record discussion)

1 THE COURT: Back on the record.

2 MR. BONHAM: We have conferred. I think we have  
3 what may be a little unorthodox, but it may be a solution.

4 Is it possible for you to ask -- tell the  
15:52 5 jury, 'Look. You say you have other things to deal with.  
6 Can you work on everything else while we try to excerpt the  
7 Stanford testimony?' And then if they get to the point  
8 where they have solved everything else, then we can either  
9 give them the Stanford testimony or, if they're saying,  
15:52 10 'We're still hung up on this,' then we can make a decision  
11 about dropping that so that we're not having to look at  
12 trial --

13 THE COURT: No. I want to get Stanford cleaned up.  
14 Let's clean up Stanford first rather than having to go  
15:53 15 through the whole thing and then try to backtrack. Because,  
16 again, some of this stuff that they're going to start  
17 plugging in, as to costs and so forth, may need as a general  
18 overview of all of the answers. So, if Stanford is going  
19 away, fine.

15:53 20 And if they get completely hung up on it, then  
21 that would be the time to say that, no, we still have a  
22 problem with Stanford; and then, if you want to withdraw  
23 Stanford and say go on everything but the Stanford chain, I  
24 have no problem with that.

15:53 25 I think we ought to try to get Stanford

1 cleaned up if we can.

2 MR. BONHAM: I guess the question then becomes how  
3 quickly can we excerpt that --

4 THE COURT: We're in no rush, don't forget. If it  
15:53 5 needs to be tomorrow morning... That's the question they  
6 have.

7 MR. BONHAM: Again, this is part of what I was  
8 saying, is that --

9 MR. STROTHER: It's almost 4:00.

15:53 10 THE COURT: They can go two more hours.

11 MR. BONHAM: They can go two more hours, but,  
12 again, they're not going to get the Stanford testimony right  
13 now, but we'll --

14 THE COURT: But we can ask for them to narrow it  
15:54 15 down.

16 MR. BONHAM: True. Very true.

17 THE COURT: So, as far as the Part 1 goes, I am  
18 going to hold on Part 1. Correct? Because they say they  
19 can work on it. Correct?

15:54 20 MR. BONHAM: Correct.

21 THE COURT: So, this is "A". I am going to hold on  
22 "A". And then on "B", Stanford, if they can narrow it down.  
23 Okay?

24 MR. BONHAM: Yes, Your Honor.

15:54 25 THE COURT: We're going to put "Hold for now..."

1 "Hold for now on Court response." Correct?

2 MR. STROTHER: Your Honor, could I inquire a little  
3 bit more about the reason for holding on Part A?

4 The way I read this suggests to me that a  
15:54 5 simple answer of, 'Look at the instruction regarding the  
6 unanimity requirement to guide you,' might be worthwhile.

7 THE COURT: It may solve it all. I don't want to  
8 go into -- I don't want to say where they're -- you know,  
9 what are they stuck on and what's the vote and all of that  
15:55 10 business. I think the safest thing now is to answer that  
11 Stanford question. Let's get --

12 All right. Ellen, tell them that I am holding  
13 on that now; we want to get Stanford resolved. And just say  
14 we'll be here now on "B".

15:55 15 I am going to ask is there a specific area --  
16 Okay. Say "Hold now on Court response for A. For B, are  
17 there specific areas in your question re Wood testimony?"

18 And if they say they need it all -- Ellen, if  
19 they say they need it all, so be it. We'll come back in and  
15:56 20 we'll give them a time frame. Either they can keep going on  
21 other questions or we'll try to have it for them tomorrow.  
22 Okay? I don't think this afternoon.

23 It's a lot, is it?

24 THE COURT REPORTER: It's about 100 pages, Judge.

15:56 25 THE COURT: That you need to check?

1 THE COURT REPORTER: Yes, sir.

2 THE COURT: Okay. And, if need be, get them off  
3 dead center and we'll read all hundred.

4 MR. BONHAM: I suspect -- Was Mr. Wood's testimony,  
15:56 5 the entire testimony, a hundred pages?

6 THE COURT REPORTER: Yes, sir.

7 MR. BONHAM: I think the section of Stanford is  
8 only going to be maybe four or five pages.

9 THE COURT: That's what I mean. You have to check  
15:56 10 a hundred pages. Is that correct?

11 THE COURT REPORTER: Within the 100 pages would be  
12 the four, I guess.

13 THE COURT: Yeah.

14 MR. BONHAM: But the good thing is it's going to be  
15:57 15 a very specific --

16 THE COURT: And the three of you can work this  
17 afternoon.

18 MR. BONHAM: Maybe I'll come in here and look over  
19 your shoulder with Mr. Strother and we'll find it.

15:57 20 MR. STROTHER: My recollection of Mr. Wood's  
21 testimony regarding Stanford is it's a block. It's not  
22 peppered --

23 MR. BONHAM: That's correct.

24 THE COURT: Ellen, tell them if there is a specific  
15:57 25 area of Wood's testimony concerning Stanford that they want.

1 Have them narrow it down and tell them we will then try to  
2 search the record.

3 All right. Let's do that for now. Off the  
4 record.

16:08 5 (Off-the-record discussion)

6 THE COURT: On the record.

7 We have the response to Jury Note No. 2.  
8 Written at the bottom of No. 2 is: "Seeking the chain or  
9 family tree of how the Stanford plans were derived from  
16:08 10 Mr. Wood's testimony."

11 Who signed that? Is that the --

12 CASE MANAGER: The foreperson.

13 THE COURT: Signed it just his first name?

14 CASE MANAGER: Yes, sir.

16:08 15 THE COURT: Okay.

16 MR. STROTHER: Actually, Your Honor, I think that  
17 says "Preston" maybe under Mr. Wood's name.

18 THE COURT: Oh. "Preston Wood". Okay. Go it.

19 "Seeking the chain or family tree of how the  
16:09 20 Stanford plans were derived from Mr. Wood's testimony."

21 All right. What's the Plaintiff's suggestion  
22 on that?

23 MR. BONHAM: Your Honor, I think the portion of the  
24 testimony that relates to Stanford is probably no more than  
16:09 25 five, maybe six pages. I think that we could work with the

1 court reporter and excerpt that fairly quickly if necessary.

2 THE COURT: What do you think?

3 MR. STROTHER: I think it's very brief as well,  
4 Your Honor.

16:09 5 THE COURT: And, by the way, they did mention to  
6 Ellen that they're moving to other areas; so, they're not  
7 hung up, in other words, waiting on this. So, that worked  
8 its way out. Okay.

9 My answer on that last portion is: "We'll  
16:10 10 search record of testimony."

11 Tell them that we're going to get together  
12 with the court reporter and try to find the information they  
13 desire.

14 All right. Good. Thanks for working together  
16:10 15 on this. We'll send it back in.

16 Just let us know, you know, what their  
17 schedule is. If they need to come back tomorrow, that's  
18 fine. If we have it before that, fine. If not --

19 What time are they going to get in tomorrow?  
16:10 20 10:00?

21 CASE MANAGER: 10:00, yes, sir.

22 THE COURT: About 10:00. We'll agree. We can  
23 stick around a little later, if we get that area, and just  
24 by agreement I'll have the court reporter read it to them in  
16:11 25 the morning or as soon as they get here. But that's yet to



1 be seen.

2 All right. Thanks. See what we can come up  
3 with today. I mean, I'll be here as late as necessary. If  
4 you're searching the record, let's get that done today so we  
16:11 5 can have it ready for them in the morning.

6 All right. Off the record.

7 (Court reporter read the following excerpt of the testimony  
8 of Preston Woods to the jury in the jury room as follows:)

9 By Mr. Zummo:

15:01 10 Q. Now, did you also -- Is one of the plans that's involved  
11 in this case a plan that you call the D6050?

12 A. Yes, it is.

13 Q. Did you design the D6050?

14 A. I did.

15:01 15 Q. How did you design the D6050?

16 A. It was a -- It was -- Did a lot of those years ago.

17 Those were some of the first townhouses where we would take  
18 a standard 50-by-100 lot in Montrose or wherever and just  
19 cut it in half and create two 25-by-100-foot lots and do a  
15:01 20 garage in the front.

21 You walk down the side, come in the entry and  
22 it's got a kitchen, dining, living, downstairs with a  
23 backyard behind it.

24 Then the City instituted -- in the '90s  
15:02 25 sometime instituted the 17-foot garage door setback, and it

1 made everybody push -- They were building them at 10 feet.  
2 Now they had to push the garage door back. And if you just  
3 pushed everything back, you lost half your backyard. It  
4 became barely a courtyard.

15:02 5 So, the 050 was our attempt to take the older  
6 plans that were very popular and fit it to the new code and  
7 still get that same backyard.

8 Q. So, did you develop the 6050 from an earlier plan?

9 A. The idea of it was. Yes.

15:02 10 Q. And was that earlier plan one that you called a 2265?

11 A. Yes.

12 MR. ZUMMO: So, let's go to that. And can we go to  
13 the first page of the 2265 plan, which is Plaintiff's  
14 Exhibit 63.

15:02 15 By Mr. Zummo:

16 Q. So, tell us what you meant when you said this was an  
17 older style design.

18 A. I mean, the style was more about -- You can tell when we  
19 get to the floor plan. It's an older -- It's a more

15:03 20 traditional style, which was more --

21 THE COURT: Is that a freestanding house?

22 THE WITNESS: It's a duplex.

23 So, there's two attached on this common wall.

24 And this guy walks down this side. The building is roughly

15:03 25 40 feet wide, and there's basically 5 feet on each side to

1 walk down the side to get to the front door.

2 THE COURT: Is there a firewall in between or is  
3 it --

4 THE WITNESS. Yes. There's a two-hour firewall  
15:03 5 that goes from the foundation all the way to the peak of  
6 that roof. So, one could, technically, burn down and the  
7 other one still be there.

8 By Mr. Zummo:

9 Q. I hope you didn't have that experience.

15:03 10 A. I have never had that experience. Knock on some really  
11 fine wood here.

12 Q. So, let's go to the floor plans since you say that will  
13 help you explain it.

14 A. Actually, I was talking out of turn. But this was the  
15:03 15 later version. What I was talking to was the ones that came  
16 before when the garage door was all the way here, 2265.

17 We had already made the adjustments. So, this  
18 already has the condensed. But this, we were able to get it  
19 down to about 63 feet, I think, front to back. So, we still  
15:04 20 had the 17- or 18-by-25 backyard.

21 We used to say that's that standard West U  
22 backyard because the people that bought the expensive lots  
23 in West U and put a single-family home on the front of it --  
24 by the time they got to the back of the front setback and  
15:04 25 then they put their detached garage in the backyard, they

1 had a 25-by-20 or -25 backyard. We had almost the same  
2 thing on the townhouse lot.

3 But here's the idea where I said this is the  
4 front facing the street. The garages are in the front. You  
15:04 5 walk down the side, come in the front door. You've got a  
6 big wide-open space, living, dining, kitchen tucked back to  
7 the front with a window outside.

8 And then one of the features we did when we  
9 created this was -- Staircase. Again, kind of similar  
15:04 10 features you're seeing from our other smaller plans, but  
11 that staircase is kind of in the middle tucked against the  
12 firewall. We hide the powder room underneath that stair.  
13 So, you don't really see it in the living/dining area. It  
14 just worked.

15:05 15 Q. So, if we go to the second floor, can you tell us why  
16 you designed the second floor of the 2265 the way you did.

17 A. Well, we had a room in the back -- I mean, yard in the  
18 back, and we had street and cars in the front. So, we put  
19 the guest rooms, kids' rooms, usually on the front and the  
15:05 20 master overlooking the backyard on the quiet side of the  
21 lot.

22 And this was thinking we're selling this to an  
23 empty-nester again. So, it's got a nice bath, big tub,  
24 shower, nice sitting room, big master bedroom and a huge  
15:05 25 his-and-her closet.

1 Q. So, can we go to Plaintiff's Exhibit 68, which is your  
2 D6050 plan.

3 And can you explain to us what you did to turn  
4 the 2265 into this D6050 design.

15:06 5 A. This builder wanted a very traditional French or almost  
6 Georgian elevation, very simple architecture, nice details,  
7 windows, shutters, a little false balcony, nice gate going  
8 back to the front door. The first floor plan, when we get  
9 to it -- Let's go ahead and shift to it.

15:06 10 MR. ZUMMO: Let's go to the first floor plan.

11 A. It's basically identical. That same powder room tucked  
12 under the stair. You walk in the entry, same kitchen, same  
13 living room. All of this is the same.

14 This 050 was -- We did three homes next to  
15:06 15 each other over off TC Jester on this project. The other  
16 project was just a two-unit deal, one duplex.

17 They both were the same plan. This one,  
18 because there were three, we decided to mix it up a little  
19 bit.

15:07 20 So, one plan matched the older plan, the 2265.  
21 The other plan had a different master bedroom/master bath.  
22 We'll get to it in a second.

23 Q. I think --

24 A. Yeah.

15:07 25 Q. We were --

1 A. This is the newer version. The other two had the  
2 same -- has the 2265. This one has a full bedroom and  
3 bath -- a bedroom and sitting area overlooking the backyard,  
4 lots of light and kind of a his-and-her vanity, tub, shower,  
15:07 5 toilet, not as big a closet, but a nice-size closet.

6 But we added another room. We took some of  
7 that space and -- It's the same overall dimensions. The  
8 downstairs is the same. But we now have the game room and  
9 the two bedrooms up front. So, we've added another room.

15:07 10 One plan was more for an empty-nester. This  
11 was for a young couple that has one or two kids.

12 Q. Did you compare your D6050 plan to what Urban Living  
13 called Stanford Street Landing?

14 A. Yes.

15:08 15 Q. Are there similarities between the elevations of these  
16 two plans?

17 A. A few. They changed the elevation. Same components.  
18 Just a little more modern version of it.

19 Q. Then let's compare the floor plans -- the first floor  
15:08 20 plan of this D6050 to Urban Living's Stanford Street  
21 Landing.

22 THE COURT: Which is which?

23 By Mr. Zummo:

24 Q. Which one is which, Mr. Wood?

15:08 25 A. This is the 6050. This is the marketing plan of the

1 Stanford Street Landing.

2 Q. Just for the record, the court reporter's record --

3 A. Sorry.

4 Q. -- the one that's at the top of the page is your 6050?

15:08 5 A. Correct.

6 Q. The one on the bottom is the Urban Living Stanford  
7 Street Landing?

8 A. Correct. Yes.

9 Q. Did you find similarities?

15:08 10 A. I mean, powder room location is laid out exactly the  
11 same. The coat closet underneath the stairs. Powder room  
12 across from it.

13 THE COURT REPORTER: Wait. Coat closet...?

14 THE WITNESS: Coat closet on one side. Powder room  
15:09 15 across from it.

16 What was a little unusual was, by shaping and  
17 cutting a corner out of the powder room, we were able to  
18 tuck the refrigerator in here, which gave us more room to  
19 get this centered range so, when you look back in here, you  
15:09 20 weren't staring at the fridge. You were staring at the  
21 range and a nice hood over it.

22 The same window on the side, same island, same  
23 pantry. And they pulled the door out a little bit. But  
24 same basic house, same floor plan, same double doors out  
15:09 25 back.

1 By Mr. Zummo:

2 Q. Let's compare the second floor plans.

3 Is this the same alignment on the page? The  
4 6050 is on the top and the Urban Living Stanford Street is  
15:09 5 the bottom?

6 A. Correct.

7 Q. Can you tell us what similarities you found here.

8 A. They tried to make little changes. So, they went back  
9 for that empty-nester buyer and gave him a little more  
15:10 10 closet and changed the arrangement.

11 The tub and shower are the same, the  
12 vanities -- a single vanity instead of two.

13 Bedroom location is the same. Much smaller  
14 bedroom, but a little bigger bath and closet.

15:10 15 And then they took the game room and turned it  
16 into a fourth bedroom.

17 The other bedroom's very similar. They  
18 flipped the bath to the opposite side.

19 So, they shuffled things around. But the main  
15:10 20 component, the main orientation of the design, the staircase  
21 location, all of that's the same.

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1 COURT REPORTER'S CERTIFICATE

2 I, BRUCE SLAVIN, certify that the foregoing is a  
3 correct transcript from the record of proceedings in the  
4 above-entitled matter, to the best of my ability.

5

6

7 s/Bruce Slavin  
8 BRUCE SLAVIN, RPR, CMR

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